

ORDINANCE NO. 134.

AN ORDINANCE PROVIDING THAT THE CITY OF LODI, ITS AGENTS OR EMPLOYEES SHALL HAVE THE EXCLUSIVE RIGHT TO GATHER AND COLLECT GARBAGE IN SAID CITY, AND PROVIDING FEES FOR COLLECTION THEREOF.

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The Board of Trustees of the City of Lodi do ordain as follows:

Section 1. For the purpose of this ordinance, "wet garbage" shall be held to include and mean kitchen refuse and offal, swill, and also every accumulation of animal, vegetable and other matter that attends the preparation, consumption, decay or dealing in meats, fish, fowl, birds, fruits or vegetables, except that dead animals are not included within the meaning of "wet garbage."

Section 2. For the purpose of this ordinance, "dry garbage" shall include and be held to mean all other "waste matter" including coffee grounds, not included in the definition of "wet garbage", ordinarily collecting around residences and business houses.

Section 3. All "wet garbage" accumulated at any private dwelling house or residence shall be removed by the City of Lodi, its agent or employee, at regular intervals of three times a week, and from every business place and other places not a private residence, it shall be removed from any private dwelling house or residence at least once a week and from every business place at least six times a week.

Section 4. For such services the occupant, tenant, or lessees of each private dwelling house or residence shall pay the sum of fifty cents (50¢) per month and all owners or tenants of business houses, flats or other places, not a private residence, shall pay such sum per month as may be mutually agreed upon by the agents of said City. In the event a collection fee mutually satisfactory, cannot be agreed upon, the matter shall be submitted to the Board of Trustees, who shall fix the collection fee, and, their decision shall be final.

Section 5. Every owner of garbage shall have the right to remove the same but it shall be unlawful for any person or his employee to remove garbage from more than one place.

Section 6. Every person, firm or corporation producing garbage in the City of Lodi, must segregate the same into "wet garbage" and "dry garbage" and place the "wet garbage" in cans conforming with the provisions of Ordinance No. 120 of the City of Lodi and "dry garbage" in any proper receptacle. Both receptacles of "wet" and "dry garbage" shall be placed close together at a place on the premises readily accessible and convenient for the collection thereof by said agents of said City.

Section 7. Any person violating any provision of this ordinance, shall be guilty of a misdemeanor, and upon conviction thereof shall be subject to a fine not to exceed \$100.00 or in default of payment of the same, shall be imprisoned in the County jail of the County of San Joaquin one day for every two dollars (\$2.00) of said fine, remaining unpaid; provided, that such penalty or fine or imprisonment shall not be imposed upon any person, for failure to pay the agent or collector of the City, the charges fixed by this ordinance for the removal of garbage, but said agent or collector shall be entitled to recover the amount of said charges and costs, by civil action from any person, firm or corporation incurring or liable for the same under the provisions of this ordinance. And provided further that if the charges hereby fixed for the removal of said garbage shall not be paid to said agent of the City within five days after demand of such payment, said agent shall thereafter be under no obligation to collect and remove any garbage from the premises of anyone so defaulting in payment.

ORDINANCE NO. 134 (Continued)

Section 8. This ordinance shall be published once in "The Lodi Sentinel", a tri-weekly newspaper, published and circulated in and City of Lodi, and shall be in force and effect thirty days from and after its final passage and publication.

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I hereby approve and sign the foregoing ordinance this 3rd day or July, A. D. 1922.

(Signed) J. W. SHATTUCK

President of Board of Trustees.

I, the undersigned, hereby certify that the foregoing ordinance was duly and regularly introduced in the Board of Trustees of the City of Lodi at a regular meeting, held on the 11th day of June, A.D. 1922, and thereafter finally adopted at a regular meeting of said Board held July 3rd, A. D. 1922, by the following vote, to-wit:

AYES: Trustees, Hale, Mettler, Hickok, Shattuck.  
NOES: Trustees, None.  
ABSENT: Trustees,

IN TESTIMONY WHEREOF, I have herunto set my hand and affixed the official seal of this City this 3rd day of July, A. D. 1922.

(Signed) J. F. BLAKELY

City Clerk.

I, J. F. Blakely, City Clerk of the City of Lodi, do hereby certify that the foregoing is a true and correct copy of Ordinance No. 134 and that the same has been published according to law.

(Signed) J. F. BLAKELY

City Clerk of the City of Lodi.